



TOWN OF DOVER
MAYOR AND BOARD OF ALDERMEN
CAUCUS MEETING MINUTES
August 11, 2009 7:00 PM

The Caucus Meeting of the Mayor and Board of Aldermen was held in council chambers, 37 N. Sussex Street, Dover, New Jersey.

Mayor Dodd called the meeting to order at 7:00 pm

All joined in the Pledge of Allegiance to the Flag and prayer was given asking for guidance and strength to do what is right for our town and our citizens.

ROLL CALL:

Present: Aldermen Poolas (late 7:15), Visioli, Donofrio, Picciallo (late 7:15), Timpani, Romaine, Blackman and Mayor Dodd
Absent: Aldermen Delaney

Also present were Administrator Close, Attorney Pennella, and Clerk Verga

Clerk Verga stated adequate notice was given to the official newspaper.

PUBLIC HEARINGS

***Present Project Status on the Housing Rehabilitation and the Harrison, Harding, Taft and Wilson Streets Grants**

Mrs. Carol Lowy provided the public with handouts that describe the projects that have received funding from State of New Jersey Department of Community Affairs. She noted that a street construction (public facility) grant application and a housing rehabilitation grant application were submitted last summer. The public facility project was awarded \$500,000 and the grant will provide for curbing, sidewalks, driveway inlets, drainage, and road reconstruction for Harrison, Harding, Taft and Wilson streets. She explained that the project is a total of 600,000 because there's a 20% match required by the state. She expressed that this project needs to be completed by 2011 however she's sure it will be underway by 2009 and completed by early 2010.

***To explain Small Cities Community Development Block Grant Program-Housing Rehabilitation Program**

Mrs. Lowy noted that the second project continues the housing rehabilitation program which the town initiated in the 1980's. She explained that the program helps low and moderate income families to receive funding to bring their homes up to code. A lien is put against the property with no interest and at the time the home is sold or changes hands the money must be repaid. When the money is repaid, it goes into a revolving account which then provides funding for the continuation of the program as well as the local match that's required each time the town applies for the grant. She noted that the units that have been improved also reduce the town's COAH obligation. She noted that the project has many benefits and has been very successful. Mrs. Lowy thanked the Mayor & Board of Aldermen for their newsletter which has helped with the publicity.

***To explain Small Cities Community Development Block Grant Program-Road Construction Project**

Mrs. Lowy commented that the small cities public facility application is part of the Housing Act which is funded by the federal government. In the case of Dover, the money is passed from the Department of Housing and Urban Development to the State Department of Community Affairs and a competitive application process takes place (as presented tonight). She noted that each year the town requests money from the state for another area to receive improvement assistance. She expressed that the current road reconstruction application are for Segur, Sanford, Hinchman, Hoagland Streets and a part of No. Sussex Street. The application will be for \$500,000 with a required 20% match. She noted that the total amount for this project would be \$600,000 and will provide curbing, sidewalks, driveway inlets, drainage, landscaping, and road reconstruction. The application will be submitted on or before October 1st. Mrs. Lowy believes that because the town has performed so well in the past, and this area has been identified as an area that is in need of work, the application should be successful. She noted that the federal money is designed to address the needs of low to moderate income areas for health and safety conditions or for urgent needs caused by disasters.

Mrs. Lowy commented that the federal government identifies several items that the money could go towards however the state has narrowed it down to three categories: housing, public facility and economic development. She noted that the above application is a public facility application.

She announced that if anyone has any questions or want additional information, the public can write to Administrator Mr. Close or address comments to the State of New Jersey within the next 10 days or prior to the filing of the application which is the end of September. She noted The Town of Dover has received 29 grants out of the 30 applications that were filed.

Mayor Dodd & Alderman Visioli thanked Carol Lowy for a job well done.

Mayor Dodd opened this portion of the meeting to the public for any questions on the public hearing, seeing no hands or hearing no voices, he closed this portion of the meeting.

MUNICIPAL CORRESPONDENCE:

1. Resolution from the Township of Pequannock re: Supporting an Amendment to the Open Public Records Act (OPRA)
2. Notice from NJ Department of Transportation-Division of Traffic Operations re: Route 46 East Bound & West Bound-Bridge over the Rockaway River
3. Notice from NJ Department of Transportation-Division of Traffic Operations re: Route 46 East Bound & West Bound-Temporary Signalized "T" Intersection
4. Letter from Jaman Engineering Associates re: Proposed Addition to Dwelling-Zander Lane
5. 2009 Dover Fire Department Run Report
6. July 2009 Garbage and Recycling Reports from the Board of Health
7. July 2009 Water Department Report
8. Letter from Jersey Central Power & Light Re: Annual Universal Service Fund Compliance Filing
9. Commendation Letter re: John Rotondo from Mr. Kenneth Overby
10. Invitation to Dover Residents re: Morris County Park Commission's County Fair on September 13th (flyer is posted on bulletin)
11. Thank you note from the residents of the John J. Rich Senior Apartment

AGENDA ITEMS:

ORDINANCE FOR INTRODUCTION

1. Ordinance #15-2009 – Vacating a Portion of Linwood Avenue
2. Ordinance #16-2009 – Amending & Supplementing Ordinance 01-2009 No parking on the eastside of Searing Lane/

Alderman Poolas wanted to know if there are any houses on Searing Lane. Mayor Dodd explained that there are two houses on opposite ends of the street.

ORDINANCE(S) FOR SECOND READING

1. Ordinance #14-2009 – Bond Ordinance for Various General Improvements

Mayor Dodd noted that Ordinance #14-2009 will be on tonight's agenda for public hearing only since the bond ordinance wasn't returned from the state.

RESOLUTIONS

1. Approving Bills List
2. Adoption of the Citizen Participation Plan
3. Identifying the Fair Housing Officer
4. Adoption of the Housing Rehabilitation Policy and Procedural Manual
5. Approving Grant Management Plan
6. Approving application for Small Cities CDBG 2010 (Rehabilitation Program)
7. Approving application for Small Cities CDBG 2010 (Infrastructure Reconstruction)
8. Approving Corrective Action Plan-2008 Audit
9. Cancellation of Escrow Balances
10. Approving Mayor & Board of Aldermen Meeting Minutes-May-July 2009
11. Approving Limos-Axel's Express Taxi & Limo
12. Approving Taxi Cab Drivers License
13. Approving Tax Redemption for Block 803 Lot 6 (24-26-28 Bowlby Avenue/Loeb-Keogh Plan)
14. Approving Tax Redemption for Block 806 Lot 6 (24-26-28 Bowlby Avenue/American Tax Funding)
15. Approving Tax Redemption Certificate No. 0500001 – 43A & B Mase Avenue
16. Approving Tax Redemption Certificate No. 0500002 – 90 Belmont Avenue
17. Approving Tax Redemption Certificate No. 0600012 – 43A & B Mase Avenue
18. Approving Tax Redemption Certificate No. 0600013 – 90 Belmont Avenue
19. Authorizing a Duplicate Tax Certificate of Sale for 90 Belmont Avenue
20. Authorizing Tax Collector to Prepare, Complete, Mail or Deliver Third Quarter Tax Bills for 2009
21. Authorizing the postponement of SNAP Mortgage for Benitez
22. Approving New Fire Department Member
23. Approving Chapter 159 Resolution (Bullet Proof Vest Program)
24. Approving Raffle License for Dover Child Care Center to be held on September 30, 2009
25. Approving Raffle License for College Club of Dover to be held on December 1, 2009

26. Approving Special Permit for Social Event for Fiesta de Reyes to be held at Casa Puerto Rico on 9/19/2009
27. Renewing Liquor License-Mambo's
28. Authorizing the application for funding from the Municipal Alliance
29. Authorizing a Master Public Works Shared Service Agreement between the County of Morris and Town of Dover
30. Approving Tax Appeal Settlement for J.P. Morgan Chase-Block – 1312 Lot 4

Alderman Visioli wanted to know if resolution #21 (SNAP Mortgage) was the same situation to the previous SNAP mortgage resolution for Lara. Attorney Pennella commented that it's not the same situation. He noted that in this situation the homeowners want to refinance which will provide them with a savings of about \$200 monthly.

Alderwoman Blackman wanted to know the status of Mambo's taxes. Attorney Pennella noted that the taxes have not been paid and currently people have stepped in a purchase those taxes (tax redemption certificates). Attorney Pennella noted that no money will be owed to the town if the tax redemption certificates are approved.

Alderman Donofrio wanted more information on the Master Public Works Shared Service Agreement between the County of Morris and the Town of Dover. Administrator Close explained it gave the town the option of obtaining equipment from the county.

REGULAR MEETING MINUTES
August 11, 2009

The Regular Meeting of the Mayor and Board of Aldermen was held in council chambers, 37 N. Sussex Street, Dover, New Jersey.

The meeting was called to order by Mayor Dodd at 7:27 pm

ROLL CALL

Present: Aldermen Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd
Absent: Aldermen Delaney

Also present were Administrator Close, Attorney Pennella and Clerk Verga

Clerk Verga stated adequate notice was given to the official newspaper.

Mayor Dodd opened this portion of the meeting to the public for agenda items only, seeing no hands and hearing no voices he closed this portion of the meeting.

MAYOR DODD – Mayor Dodd reserved his report till the next meeting due to the length of the agenda. He asked the board to also hold their reports for the next meeting.

ALDERMEN/COMMITTEE REPORTS-Reports will be provided at the next meeting

ADMINISTRATOR CLOSE – Mr. Close noted that as of today, the tax bills have been mailed to the residents. He commended the new Tax Collector, Andrea Coroneos, for the fine job with the preparation of the bills. Also, he acknowledged the efforts of the staff in helping with this task and expressed a special "kudo" to Alderwoman Blackman for her help as well. Mr. Close noted that tax bills can now be paid online, as well as the water bills.

ATTORNEY PENNELLA - There has been no change in status of litigation since the last meeting.

CONSENT AGENDA

Mayor Dodd & Alderman Donofrio must recuse themselves from the discussion and voting on ordinance no. 15-2009 and asked the board for a nomination for someone to chair in his absence. Alderman Visioli nominated Alderwomen Romaine and was seconded by Alderman Timpani and passed by the following roll call vote.

Ayes: Aldermen Poolas, Visioli, Donofrio, Picciallo, Romaine, Timpani, Blackman and Mayor Dodd
Nays: None Absent: Aldermen Delaney Abstained: none

Alderwoman Romaine explained some of the reasons the town vacates portions of streets are because they serve no purpose such as they are a dead end, there is no public access, or it is just a paper street (a street on the map, but it is not paved).

Attorney Pennella commented that he town doesn't own the property and noted that streets are a public right-of-way and don't grant ownership interest to the municipality. He noted that it's very unusual for the town to own property and all this ordinance is doing is giving the public's right to travel across it.

Alderman Poolas wanted a legal opinion on not abstaining from this ordinance. Alderman Poolas explained that whenever a building permit is filed by someone that sits on this board (Mayor & Board of Aldermen) it must be filed with another town (Parsippany). Attorney Pennella commented that there's a doctrine of necessity and explained only this board has the authority to adopt an ordinance and that there's no direct contact with a town employee for this ordinance to take place.

ORDINANCE FOR INTRODUCTION

ORDINANCE NO. 15-2009
OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER
VACATING A PORTION OF LINWOOD AVENUE

Be it ORDAINED by the Mayor and Board of Aldermen of the Town of Dover, Morris County, New Jersey as follows:

1. The following portion of Linwood Avenue in the Town of Dover, Morris County, New Jersey is hereby vacated:

Linwood Avenue from its intersection with the westerly sideline of Glenwood Avenue in a westerly direction to the Town line.

2. There is hereby reserved an easement upon the vacated portion of roadway for all utilities including but not being limited to electric, gas, water, sewer, cable television. More specifically, but not by way of exclusion, the existing support utility pole belonging to either the telephone or electric utility company will remain as long as the support pole is deemed necessary by the utility. Also, the Town of Dover reserves a drainage easement on the vacated portion of Linwood Avenue to allow for the water flow of street runoff from the remaining Linwood Avenue.

3. All ordinances or parts of ordinances inconsistent with this within ordinance are hereby repealed to the extent of such inconsistencies.

4. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

5. The Ordinance shall take effect in accordance with law.

Alderman Visioli has moved the foregoing ordinance be adopted and duly seconded by Alderman Timpani and passed for first reading by the following roll call vote.

Ayes: Aldermen Poolas, Visioli, Picciallo, Timpani, Romaine, and Blackman

Nays: None Absent: Aldermen Delaney Abstained: None

(Alderman Donofrio & Mayor Dodd recused themselves)

ORDINANCE NO. 16-2009
OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER AMENDING AND
SUPPLEMENTING ARTICLE 28A "PARKING" OF THE REVISED ORDINANCES OF THE
TOWN OF DOVER 1969, SAVED FROM REPEAL

Be it ORDAINED by the Mayor and Board of Aldermen of the Town of Dover, Morris County, New Jersey as follows:

1. Article 28A, entitled "Parking" amended by Ordinance 01-2009, is hereby further amended and supplemented to establish no parking on the east side of Searing Lane between W. Munson Avenue and W. Chrystal Street.
2. There shall be no parking on Searing Lane for its entire length between W. Munson Avenue and W. Chrystal Street when snow covered.
3. All ordinances or parts of ordinances inconsistent with this within ordinances are hereby repealed to extent of such inconsistencies.
4. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.
5. The Ordinance shall take effect in accordance with law.

Alderman Visioli has moved the foregoing ordinance be adopted and duly seconded by Alderman Timpani and passed for second reading by the following roll call vote.

Ayes: Aldermen Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd

Nays: None Absent: Alderman Delaney Abstained: None

Mayor Dodd explained we will only have the public hearing on Ordinance 14-2009 and cannot vote on it because we have not received an approval from the state yet. He then opened this portion of the meeting to the public for a hearing on bond ordinance 14-2009, seeing no hands and hearing no voices, he closed the hearing.

ORDINANCE NO. 14-2009
BOND ORDINANCE PROVIDING FOR VARIOUS GENERAL IMPROVEMENTS, APPROPRIATING
THE SUM OF \$978,820 THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$929,879 OF
BONDS OR NOTES FOR THE PURPOSES SET FORTH HEREIN AUTHORIZED TO BE UNDERTAKEN IN AND BY
THE TOWN OF DOVER, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF DOVER, IN THE COUNTY OF MORRIS, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) **AS FOLLOWS:**

Section 1. The improvements and purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements to be made or acquired by the Town of Dover, County of Morris, New Jersey (hereinafter referred to as the “Town”). For said improvements or purposes stated in Section 3 of this bond ordinance, there is hereby appropriated \$978,820, said sum being inclusive of all appropriations heretofore made therefore including the sum of \$48,941 as the aggregate down payment from the Capital Improvement Fund or other funds of the Town which sum is now available by virtue of a provision in the currently adopted budget or a previously adopted budget of the Town and currently available for down payment or capital improvement purpose as required by the Local Bond Law of New Jersey, N.J.S.A. 40A:2-1, *et seq.* (the “Local Bond Law”).

Section 2. For the financing of said improvements or purposes and to meet the part of said \$978,820 appropriation not otherwise provided for hereunder, negotiable bonds of the Town are hereby authorized to be issued in a principal amount not to exceed \$929,879 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds, negotiable notes of the Town in a principal amount not exceeding \$929,879 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Law. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed \$929,879, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding, at maturity. Each bond anticipation note issued pursuant to this ordinance shall be dated or about the date of its issuance and shall be payable not more than one (1) year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within the limitations prescribed by the Local Bond Law. Each of said notes shall be signed and shall be under the seal of said Town and attested as permitted by law. The appropriate Town officers are hereby authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law. The power to determine all matters in connection with this ordinance and also the power to sell said notes is hereby delegated to the Chief Financial Officer of the Town (the “Financial Officer”), who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law, and the Financial Officer’s signature upon the notes shall be conclusive evidence as to all such determinations. The Financial Officer is authorized and directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of notes pursuant to this ordinance is made, such report to include the principal amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 3. The improvements hereby authorized and the purposes for the financing for which said obligations are to be issued are:

Improvement/Acquisition	Maximum Estimated Cost	Down Payment (Capital Improvement Fund)	Bonds or Notes Authorized	Useful Life (years)
Harding Avenue Roadway improvements, Sammis Avenue Roadway Improvements, improvements to Recreation Field, and Various Roadway improvements in the Town, all said improvements to include all costs, improvements and appurtenances related thereto or necessary therefore.	\$978,820	\$48,941	\$929,879	13.3

Section 4. The following additional matters are hereby determined, declared, recited and stated:

- (a) The purposes described in Section 3 of this Bond Ordinance are not current expenses and are property or improvements which the Town may lawfully acquire or make as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.
- (b) The period of usefulness of such purposes is within the limitations of the Local Bond Law taking into consideration the amount of the said obligations authorized for such purposes, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, as set forth in Section 3 hereof, the average period of usefulness is 13.3 years.

(c) The Supplemental Debt Statement required by the Law has been duly made and filed in the office of the Clerk of the Town and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such Statement shows that the gross debt of the Town determined as provided in the Law is increased by this bond ordinance by \$929,879 and obligations authorized hereunder will be within all debt limitations prescribed by the Law.

(d) Amounts not exceeding \$149,820 in the aggregate for interest on obligations, costs of issuing obligations, engineering costs, legal fees and other items of expense listed and permitted under N.J.S.A. 40A:2-20 of the Local Bond Law may be included as part of the costs of improvements and are included in the foregoing estimates thereof.

Section 5. Any grant or other moneys received by the Town, in addition to the sums expressly appropriated in Section 3 hereof, for the purpose described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this ordinance and the amount of the obligations authorized herein for such purposes shall be reduced accordingly.

Section 6. The Capital Budget of the Town is hereby amended to conform with the provisions of this Bond Ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board of the New Jersey Department of Community Affairs showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services, is on file with the Town Clerk and is available there for public inspection.

Section 7. The Governing body of the Town hereby covenants on behalf of the Town, to the extent any debt obligations are issued as tax-exempt debt obligations, to take any action necessary or refrain from taking such action in order to preserve the tax-exempt status of such debt obligations authorized hereunder and issued as tax-exempt obligations as is required under the Internal Revenue Code of 1986, as amended, including compliance with said Code with regard to the use, expenditure, investment, timely reporting and the rebate of investment earnings as may be required thereunder.

Section 8. The full faith and credit of the Town are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Town, and unless paid from other revenues of the Town, the Town shall be obligated to levy ad valorem taxes upon all the taxable property within the Town for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 9. The Town reasonably expects to reimburse any expenditures towards the costs of the improvements or purposes described in Section 3 of this ordinance and paid prior to the issuance of any bonds or notes authorized by this ordinance with the proceeds of such bonds or notes. No funds from sources other than the bonds or notes authorized herein has been or is reasonably expected to be reserved, allocated on a long-term basis or otherwise set aside by the Town, or any member of the same "control group" as the Town, within the meaning of Treasury Regulations Section 1.150-1, pursuant to their budget or financial policies with respect to any expenditures to be reimbursed. This Section is intended to be and hereby is a declaration of the Town's official intent to reimburse any expenditures towards the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations Section 1.150-2, and no action (or inaction) will be an artifice or device in accordance with Treasury Regulation Section 1.148-10 to avoid, in whole or in part, arbitrage yield restrictions or arbitrage rebate requirements.

Section 10. To the extent that any previous ordinance or resolution is inconsistent with or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 11. The provisions of this bond ordinance are severable. To the extent any clause, phrase, sentence, paragraph, or provision of this ordinance shall be declared invalid, illegal, or unconstitutional, the remaining provisions shall continue in full force and effect.

Section 12. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

Alderman Picciallo has moved the foregoing ordinance to be carried to the next meeting and duly seconded by Alderman Poolas and passed by the following roll call vote.

**Ayes: Aldermen Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd
Nays: None Absent: Alderman Delaney Abstained: None**

BILLS LIST

WHEREAS, the Mayor and Board of Aldermen of the Town of Dover have examined all bills presented for payment; and

WHEREAS, the Chief Financial Officer has certified that there are sufficient funds in the account(s) to which respective bills have been charged.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Board of Aldermen of the Town of Dover do hereby approve the bills as listed, and

BE IT FURTHER RESOLVED that the proper officials are hereby authorized to sign the checks for payment of same.

RESERVE ACCT claims in the amount of:	
CURRENT ACCT claims in the amount of:	\$353,709.14
CAPITAL ACCT claims in the amount of:	
WATER UTILITY ACCT claims in the amount of:	
WATER UTILITY RESERVE ACCT claims in the amount of:	
WATER CAPITAL ACCT claims in the amount of:	
PARKING UTILITY ACCT claims in the amount of:	\$3,149.03
PARKING UTILITY RESERVE ACCT claims in the amount of:	
PARKING CAPITAL ACCT claims in the amount of:	
ANIMAL CONTROL TRUST ACCT claims in the amount of:	\$29.40
EVIDENCE TRUST ACCT claims in the amount of:	
RECYCLING TRUST ACCT claims in the amount of:	\$129.00
COUNTY FORFEITED ASSETS TRUST ACCT claims in the amount of:	
FEDERAL FORFEITED ASSETS ACCT claims in the amount of:	\$380.65
TRUST/OTHER ACCT claims in the amount of:	\$4,309.36
COAH TRUST Acct claims in the amount of:	\$4,072.00
DOVER MARKETPLACE INC TRUST ACCT claims in the amount of:	
TOTAL CLAIMS TO BE PAID	\$365,778.58

BE IT FURTHER RESOLVED that the following claims have been paid prior to the Bill List Resolution in the following amounts:

CURRENT ACCT claims in the amount of:	\$300,078.17
WATER UTILITY ACCT claims in the amount of:	\$22,650.27
PARKING UTILITY ACCT claims in the amount of:	\$3,854.41
PAYROLL AGENCY ACCT claims in the amount of:	\$155,652.28
UNEMPLOYMENT TRUST ACCT claims in the amount of:	\$85.96
TOTAL CLAIMS PAID	\$482,321.09

TOTAL BILL LIST RESOLUTION **\$848,099.67**

Alderman Romaine has moved the foregoing resolution be adopted and duly seconded by Alderman Timpani and passed by the following roll call vote.

**Ayes: Aldermen Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd
Nays: None Absent: Alderman Delaney Abstained: None**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER ADOPTING THE
CITIZEN PARTICIPATION PLAN, TOWN OF DOVER, MORRIS COUNTY, STATE OF NEW JERSEY**

WHEREAS, the Town of Dover has applied for a Small Cities Community Development Block Grant from the New Jersey Department of Community Affairs for Town of Dover public facilities and housing rehabilitation projects; and

WHEREAS, the Grant Agreements require the Town of Dover to comply with all federal regulations with respect to citizen participation; and

WHEREAS, the Town of Dover has reviewed the Citizen Participation Plan prepared for Small Cities Community Development Block Grant grantees;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey, that:

The Citizen Participation Plan developed by the New Jersey Department of Community Affairs, Small Cities CDBG Program, is adopted the Town of Dover; and

The Town of Dover will follow all regulations set forth in that document throughout the term of the Grant Agreement cited above.

Alderman Timpani has moved the foregoing resolution be adopted and duly seconded by Alderwoman Blackman and passed by the following roll call vote.

Ayes: Aldermen Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd
Nays: None Absent: Alderman Delaney Abstained: None

RESOLUTION IDENTIFYING CDBG FAIR HOUSING OFFICER

WHEREAS, the Town of Dover has applied for two Small Cities Community Development Block Grants from the New Jersey Department of Community Affairs (hereinafter DCA) for a public facilities and a housing rehabilitation project within the Town of Dover; and

WHEREAS, the public facilities project will be constructed in the Harrison, Harding, Taft and Wilson Street area; and, the housing rehabilitation project will be provided on a town wide basis, and

WHEREAS, the Town of Dover must make efforts to affirmatively further fair housing; and

WHEREAS, The Town of Dover has reviewed various actions that would be acceptable to the New Jersey State Department of Community Affairs and the U.S. Department of Housing and Urban Development; and

WHEREAS, the Town of Dover has made assurances in the grant agreement that:

- (1) It will comply with the Housing and Community Development Act of 1974, as amended, and regulations issued thereto; and
- (2) It will comply with the Civil Rights Act of 1964, and the regulations issued thereto it; and
- (3) It will comply with the Fair Housing Act of 1968 and will affirmatively further fair housing; and
- (4) It will comply with the Age Discrimination Act of 1975 and with the Rehabilitation Act of 1973.

NOW, THEREFORE, BE IT RESOLVED that William Close shall be designated as the Fair Housing Officer for the Town of Dover.

BE IT FURTHER RESOLVED that the Fair Housing Officer shall contact the US HUD Regional Office of Housing and Equal Opportunity and the NJ Division on Civil Rights, inform those agencies of his appointment as Fair Housing Officer and request Fair Housing Information; and

BE IT FURTHER RESOLVED that the Fair Housing Officer shall provide fair housing advisory services and assistance and referral advice to persons requesting such assistance from the Town of Dover; and

BE IT FURTHER RESOLVED that the Town of Dover will publish in the local newspaper of record and post at the Town Hall a public notice announcing the appointment of the Fair Housing Officer and the availability of local fair housing advisory services.

Alderman Timpani has moved the foregoing resolution be adopted and duly seconded by Alderwoman Blackman and passed by the following roll call vote.

Ayes: Aldermen Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd
Nays: None Absent: Alderman Delaney Abstained: None

ADOPTION OF HOUSING REHABILITATION POLICY AND PROCEDURAL MANUAL

WHEREAS, the Town of Dover is submitting an application for a Small Cities Community Development Program Housing Rehabilitation Fund Grant from the New Jersey Department of Community affairs, and

WHEREAS, in accordance with application terms and conditions, it is necessary that the Governing Body of the Town prepare and approve a Housing Rehabilitation Policy and Procedural Manual for submission to the Department of Community Affairs, and

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Town of Dover that the HOUSING REHABILITATION POLICY AND PROCEDURAL MANUAL FOR THE SMALL CITIES PROGRAM IS APPROVED and the Clerk is authorized and directed to submit a copy of this resolution and the Manual to the Department of Community Affairs.

Alderman Timpani has moved the foregoing resolution be adopted and duly seconded by Alderwoman Blackman and passed by the following roll call vote.

Ayes: Aldermen Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd
Nays: None Absent: Alderman Delaney Abstained: None

**RESOLUTION APPROVING GRANT MANAGEMENT PLAN, TOWN OF DOVER,
MORRIS COUNTY, STATE OF NEW JERSEY**

WHEREAS, the Town of Dover has applied for a Small Cities Community Development Block Grant from the New Jersey Department of Community Affairs for a public facilities and housing rehabilitation projects; and

WHEREAS, that Grant Agreement requires the Town of Dover to comply with all federal regulations with respect to grant management; and

WHEREAS, the Town of Dover has reviewed the Grant Management Plan prepared for Small Cities Community Development Block Grant submission;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey, that:

The Grant Management Plan developed by the New Jersey Department of Community Affairs, Small Cities CDBG Program, is adopted the Town of Dover; and

The Town of Dover will follow all regulations set forth in that document throughout the term of the Grant Agreement.

Alderman Timpani has moved the foregoing resolution be adopted and duly seconded by Alderwoman Blackman and passed by the following roll call vote.

Ayes: Aldermen Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd
Nays: None Absent: Alderman Delaney Abstained: None

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPROVING
APPLICATION FOR SMALL CITIES CDBG 2010 (REHABILITATION PROGRAM)**
SEE ATTACHED

Alderman Timpani has moved the foregoing resolution be adopted and duly seconded by Alderwoman Blackman and passed by the following roll call vote.

Ayes: Aldermen Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd
Nays: None Absent: Alderman Delaney Abstained: None

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPROVING
APPLICATION FOR SMALL CITIES CDBG 2010 (INFRASTRUCTURE RECONSTRUCTION
SEE ATTACHED**

Alderman Timpani has moved the foregoing resolution be adopted and duly seconded by Alderwoman Blackman and passed by the following roll call vote.

**Ayes: Aldermen Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd
Nays: None Absent: Alderman Delaney Abstained: None**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER
APPROVING CORRECTIVE ACTION PLAN-2008 AUDIT**

WHEREAS, the Chief Financial Officer has prepared a Corrective Action Plan for the findings and conditions of the 2008 Audit;

NOW THEREFORE, it is hereby RESOLVED by the Mayor and Board of Aldermen that the following Corrective Action Plan be adopted:

DEPARTMENT – LIBRARY

Finding/Condition:

1. Overall, there appears to be inadequate control over incoming receipts. Pre-numbered receipts are only issued for collections over \$1.
2. The petty cash fund is not maintained at the authorized fund amount or closed out at year end.
3. Overall, there appears to be inadequate control over incoming receipts. Pre-numbered receipts are only issued for collections over \$1.
4. The petty cash fund is not maintained at the authorized fund amount or closed out at year end.

Recommendation:

1. Pre-numbered receipts be issued for all collections; or a cash register be obtained and utilized for all receipts.
2. The excess in the petty cash fund be turned over to the fines and fees account. The petty cash fund be closed out at year end.

Explanation and Corrective Action:

1. The library continues to investigate software-based POS (point-of-sale) systems. However, to date our search has only identified systems that carry significant purchase/maintenance costs, which do offer sufficient return on investment (ROI) to the library. The systems we have been able to find so far cost as much as a full year's receipts, based on library over-the-counter transactions. As the time lost to creating receipts for transactions under \$1.00 would create gross inefficiency at the library's public point of contact, our next step is to attempt to create an in-house spreadsheet for the recording of smaller transactions. Receipts will not be delivered to patrons for transactions under \$1.00, but a physical record will be kept, which can be used to reconcile the cash drawer at the end of the day.

2. This situation has been corrected. The petty cash fund has been zeroed-out for 2008. All funds remaining at end-of-year (EOY) were deposited into the Fines and Fees account. A new fund was authorized by the Library Board of Trustees for 2009. At the end of the current year, any funds remaining in Petty Cash will be deposited into the Fines and Fees account, thereby closing the Petty Cash box for 2009. The fund will be reauthorized by the Board at its 2010 reorganizational meeting, at which time a check will be cut for the authorized fund amount and the Petty Cash box replenished.

Implementation Date: 7/2009

DEPARTMENT – FIRE PREVENTION

During the course of our testing, we noted instances in the Fire Prevention office, where cash received was not deposited into the bank on a timely basis.

It is recommended that all funds be deposited within 48 hours of receipt.

Explanation and Corrective Action:

Every effort will be made to ensure that all funds received are deposited in a timely manner.

Implementation Date: 7/2009

Alderman Visioli has moved the foregoing resolution be adopted and duly seconded by Alderman Picciallo and passed by the following roll call vote.

**Ayes: Aldermen Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd
Nays: None Absent: Alderman Delaney Abstained: None**

RESOLUTION

WHEREAS, the rules of procedure of the Town of Dover, New Jersey state that a deposit shall be made to cover escrow funds withheld.

WHEREAS, a deposit has been received from the following and a balance remains:

Telediscount Communications Inc.	125.00
Peter Kavazonis	500.00
Patricia Cuenca	650.00
East-West Staffing LLC	250.00
Iglesia De Dios Ministerial De Jesucristo	266.84

for a total of \$1,791.84, said funds are being held in the Trust Other Fund, and

WHEREAS, the CFO and Engineering/Construction Department have investigated these deposits and have determined there is no forwarding address available,

NOW, THEREFORE, BE IT RESOLVED, that these monies have been unclaimed for a period of 6 years and are hereby cancelled for deposit to the Town of Dover General Account.

Alderman Visioli has moved the foregoing resolution be adopted and duly seconded by Alderman Picciallo and passed by the following roll call vote.

**Ayes: Aldermen Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd
Nays: None Absent: Alderman Delaney Abstained: None**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN
OF THE TOWN OF DOVER FOR APPROVAL OF MINUTES**

WHEREAS, In accordance with the provisions set forth in the Open Public Meeting Law, annual notice has been provided for all Mayor and Board of Aldermen meetings; and

WHEREAS, The Mayor and Board of Aldermen of the Town of Dover held their Public Meetings, and minutes of those meetings were transcribed.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey for approval the minutes for the following meetings:

1. April 28, 2009 – Caucus and Regular
2. May 12, 2009 – Caucus and Regular
3. May 26, 2009 – Caucus and Regular
4. June 9, 2009 – Caucus and Regular
5. June 23, 2009 – Caucus and Regular
6. July 14, 2009 – Caucus and Regular
7. July 28, 2009 – Caucus and Regular

Alderman Timpani has moved the foregoing resolution be adopted and duly seconded by Alderwoman Blackman and passed by the following roll call vote.

Ayes: Aldermen Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd
Nays: None Absent: Alderman Delaney Abstained: None

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPROVING TAXIS/LIMOS TO BE LICENSED IN THE TOWN OF DOVER

WHEREAS, Axel's Express Limo & Taxi, has applied for a license to operate the vehicle(s) listed below hereto and made a part hereof as taxicabs/limos in the Town of Dover; and

WHEREAS, the appropriate municipal departments have reviewed the application(s) as required and have no objections to same being licensed as taxicabs;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey that the taxicab(s) listed below are hereby approved for taxi license(s) in the Town of Dover.

1. 1998 Lincoln Towncar (Limo) Passengers: 5 Color: Black VIN# 4049 Plate# OL4986G
2. 1998 Dodge Caravan (Limo) Passengers: 7 Color: Black VIN# 9401 Plate# OL5095G
3. 1998 Lincoln Towncar (Limo) Passengers: 5 Color: Black VIN# 1493 Plate# OL5082G
4. 2001 Lincoln Towncar (Limo) Passengers: 5 Color: Black VIN # 4650 Plate# OL3395G
5. 2001 Lincoln Towncar (Limo) Passengers: 7 Color: Black VIN # 6639 Plate# OL7851G

Alderman Visioli has moved the foregoing resolution be adopted and duly seconded by Alderman Timpani and passed by the following roll call vote.

Ayes: Aldermen Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd
Nays: None Absent: Alderman Delaney Abstained: None

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER APPROVING TAXICAB DRIVER LICENSE

WHEREAS, applications for taxicab drivers licenses have been made by the people listed on Schedule A attached hereto and made a part hereof; and

WHEREAS, the Police Department of the Town of Dover has reviewed their applications and has advised that there is no prohibition to the issuance of their license; and,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey that the taxi driver licenses for those people listed on Schedule A attached hereto and made a part hereof are hereby approved.

Schedule A

First Class Taxi
Hector Restrepo

Alderman Visioli has moved the foregoing resolution be adopted and duly seconded by Alderman Timpani and passed by the following roll call vote.

Ayes: Aldermen Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd
Nays: None Absent: Alderman Delaney Abstained: None

RESOLUTION

WHEREAS, at the Municipal Tax Sale held on December 19, 2007, a lien was sold on Block 803 Lot 6, also known as 24-26-28 Bowlby Avenue, Dover, New Jersey for delinquent 2006 taxes; and,

WHEREAS, this lien, known as Tax Sale Certificate 06-00004 was sold to Loeb-Keogh Plan for \$128.15 and,

WHEREAS, redemption fees for Certificate No.06-00004 were received in the amount of 32,484.79 on July 28, 2009.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen, Town of Dover, County of Morris, State of

New Jersey that the Treasurer be authorized to issue a check in the amount of \$32,484.79 payable to Elliot Loeb-Loeb-Keogh Plan, 1 Lakeview Road, Saratoga Springs, New York 12866, which was the total of the redemption.

BE IT FURTHER RESOLVED that two certified copies of this resolution be returned to the Tax Collector.

Alderman Timpani has moved the foregoing resolution be adopted and duly seconded by Alderman Blackman and passed by the following roll call vote.

Ayes: Aldermen Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd
Nays: None Absent: Alderman Delaney Abstained: None

RESOLUTION

WHEREAS, at the Municipal Tax Sale held on November 16, 2005, a lien was sold on Block 803 Lot 6, also known as 24-26-28 Bowlby Avenue, Dover, New Jersey for delinquent 2004 taxes; and,

WHEREAS, this lien, known as Tax Sale Certificate 200401 was sold to American Tax Funding for \$6,244.83 and,

WHEREAS, redemption fees for Certificate No.200401 were received in the amount of \$57,950.18 on July 28, 2009.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen, Town of Dover, County of Morris, State of New Jersey that the Treasurer be authorized to issue a check in the amount of \$107,850.18 payable to American Tax Funding LLC, P.O. Box 862652, Orlando, Fl 32886-2658, which was the total of the redemption plus \$49,900.00 premium paid at time of sale.

BE IT FURTHER RESOLVED that two certified copies of this resolution be returned to the Tax Collector.

Alderman Timpani has moved the foregoing resolution be adopted and duly seconded by Alderman Blackman and passed by the following roll call vote.

Ayes: Aldermen Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd
Nays: None Absent: Alderman Delaney Abstained: None

RESOLUTION

WHEREAS, at the Municipal Tax Sale held on December 12, 2006, a lien was sold on Block 1318 Lot 16, also known as 43A this lien, known as Tax Sale Certificate 05-00001 was sold to Park Finance LLC for \$1,226.81; with & B Mase Avenue, Dover, New Jersey for delinquent 2005 taxes; and,

WHEREAS, a premium of \$8,100.00 and,

WHEREAS, Kersey Realty LLC, mortgagor, has effected fees for the redemption of Certificate No.05-00001 in the amount of \$22,055.87.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen, Town of Dover, County of Morris, State of New Jersey that the Treasurer be authorized to issue a check in the amount of \$30,155.87 payable to Park Finance LLC, P.O. Box 109, Cedar Knolls, NJ, which is the total of the redemption plus the premium paid at sale on this 11th day of August 2009.

BE IT FURTHER RESOLVED that two certified copies of this resolution be returned to the Tax Collector.

Alderman Timpani has moved the foregoing resolution be adopted and duly seconded by Alderman Blackman and passed by the following roll call vote.

Ayes: Aldermen Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd
Nays: None Absent: Alderman Delaney Abstained: None

RESOLUTION

WHEREAS, at the Municipal Tax Sale held on December 6, 2006, a lien was sold on Block 1318 Lot 16.01, also known as 90 Belmont Avenue, Dover, New Jersey for delinquent 2005 taxes; and,

WHEREAS, this lien, known as Tax Sale Certificate 05-00002 was sold to American Tax Funding LLC for \$4,222.90; with a premium of \$57,500.00 and,

WHEREAS, Kersey Realty LLC, mortgagor, has effected fees for the redemption of Certificate No.05-00002, in the amount of \$7,243.83.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen, Town of Dover, County of Morris, State of New Jersey that the Treasurer be authorized to issue a check in the amount of \$64,743.83, payable to American Tax Funding LLC, BMO Capital Markets Corporation as SP, P.O. Box 862652, Orlando, Florida, which is the total of the redemption and premium paid at the sale, on this 11th day of August 2009.

BE IT FURTHER RESOLVED that two certified copies of this resolution be returned to the Tax Collector.

Alderman Timpani has moved the foregoing resolution be adopted and duly seconded by Alderman Blackman and passed by the following roll call vote.

Ayes: Aldermen Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd
Nays: None Absent: Alderman Delaney Abstained: None

RESOLUTION

WHEREAS, at the Municipal Tax Sale held on December 19, 2007, a lien was sold on Block 1318 Lot 16, also known as 43A & B Mase Avenue, Dover, New Jersey for delinquent 2006 taxes; and,

WHEREAS, this lien, known as Tax Sale Certificate 06-00012 was sold to Park Finance LLC for \$65.56; and,

WHEREAS, Kersey Realty LLC, mortgagor, has effected redemption fees for Certificate No.06-00012 in the amount of \$136.97.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen, Town of Dover, County of Morris, State of New Jersey that the Treasurer be authorized to issue a check in the amount of \$136.97 payable to Park Finance LLC, P.O. Box 109, Cedar Knolls, NJ, which is the total of the redemption on this 11th day of August 2009.

BE IT FURTHER RESOLVED that two certified copies of this resolution be returned to the Tax Collector.

Alderman Timpani has moved the foregoing resolution be adopted and duly seconded by Alderman Blackman and passed by the following roll call vote.

Ayes: Aldermen Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd
Nays: None Absent: Alderman Delaney Abstained: None

RESOLUTION

WHEREAS, at the Municipal Tax Sale held on December 19, 2007, a lien was sold on Block 1318 Lot 16.01, also known as 90 Belmont Avenue, Dover, New Jersey for delinquent 2006 taxes; and,

WHEREAS, this lien, known as Tax Sale Certificate 06-00013 was sold to Robert Rothman for \$18,507.57; and,

WHEREAS, Kersey Realty LLC, mortgagor, has effected fees for the redemption of Certificate No.06-00013 in the amount of \$78,221.33.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen, Town of Dover, County of Morris, State of New Jersey that the Treasurer be authorized to issue a check in the amount of \$78,221.33, payable to Robert Rothman, 411 Grand Avenue, Englewood, NJ, which is the total of the redemption on this 11th day of August 2009.

BE IT FURTHER RESOLVED that two certified copies of this resolution be returned to the Tax Collector.

Alderman Timpani has moved the foregoing resolution be adopted and duly seconded by Alderman Blackman and passed by the following roll call vote.

Ayes: Aldermen Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd
Nays: None Absent: Alderman Delaney Abstained: None

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER
AUTHORIZING A DUPLICATE TAX CERTIFICATE OF SALE FOR CERTIFICATE # 05-00002

WHEREAS, American Tax Funding, LLC, hereinafter “American,” was issued Tax Sale Certificate # 05-00002 for property located at 90 Belmont Avenue, Block 1318, Lot 16.01; and

WHEREAS, American has advised the tax collector of the Town of Dover that the above identified tax sale certificate has been misplaced or lost; and,

WHEREAS, an affidavit of loss certificate has been provided in appropriate form to the Town of Dover executed by American’s Vice-President Tammy Katz on July 29, 2009; and

WHEREAS, N.J.S.A. 54:5-52.1 allows the tax collector to issue a duplicate tax sale certificate when such certificate has been destroyed or lost provided that the governing body of the municipality authorized such issuance;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey as follows:

1. The tax collector of the Town of Dover is hereby authorized to issue a duplicate tax sale certificate for # 05-00002.
2. The tax collector shall charge a \$100.00 fee for such duplicate certificate pursuant to the above cited statute.

Alderman Romaine has moved the foregoing resolution be adopted and duly seconded by Alderman Timpani and passed by the following roll call vote.

Ayes: Aldermen Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd
Nays: None Absent: Alderman Delaney Abstained: None

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER
AUTHORIZING THE MUNICIPAL TAX COLLECTOR TO PREPARE, COMPLETE, MAIL OR OTHERWISE
DELIVER TAX BILLS TO INDIVIDUALS IN ACCORDANCE WITH THE NEW JERSEY STATE STATUTES
FOR PAYMENT OF THE THIRD QUARTER TAXES FOR 2009

WHEREAS, N.J.S.A. 54:4-64 directs that the Municipal Tax Collector prepare, complete, mail or otherwise deliver tax bills to individuals assessed as soon as the tax duplicate is delivered to the collector; and

WHEREAS, the date of mailing Town of Dover Tax Bills has been delayed due to late receipt of the certified tax rate from the County of Morris Board of Taxation; and,

WHEREAS, N.J.S.A. 54:4-64 provides for a deferral of interest when the issuance of tax bills are delayed

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey, that:

1. Town of Dover third quarter taxes will not be considered delinquent and interest shall not be charged against same if the payment of such taxes is received by the Tax Collector on or before twenty-five days after the date that the tax bill for the third quarter installment was mailed or otherwise delivered.
2. If the third quarter installment is not paid by the new extended date, interest shall run from August 1, 2009.
3. The tax bill or transmittal document shall contain a notice specifying the date on which interest may begin to accrue.

Alderman Romaine has moved the foregoing resolution be adopted and duly seconded by Alderman Timpani and passed by the following roll call vote.

Ayes: Aldermen Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd
Nays: None Absent: Alderman Delaney Abstained: None

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER
AUTHORIZING THE POSTPONEMENT OF SNAP MORTGAGE FOR BENITEZ

WHEREAS, the Town of Dover has issued mortgages for home improvements through the Strategic Neighborhood Assistance Program (SNAP); and

WHEREAS, Luis Benitez and Abigail Benitez currently owe the Town of Dover \$33,675.00 on a SNAP perpetual loan for property they own at 20 Sanford Street, Dover, New Jersey; and

WHEREAS, Mr. & Mrs. Benitez currently have a mortgage in the face amount of \$294,350.00 with a current payoff of \$291,673.00; and

WHEREAS, Mr. & Mrs. Benitez wish to refinance their existing first mortgage loan to obtain a lower interest rate from 6.25% to 5.0% and reduce their monthly payments by \$208.55; and

WHEREAS, the Town of Dover will be in the same relative position as it currently finds itself with regard to its second mortgage position on the SNAP mortgage; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Hersey as follows:

1. The municipal attorney is hereby authorized to prepare a postponement of mortgage to Luis and Abigail Benitez for their property at 20 Sandford Street, Dover, NJ 07801 postponing the existing SNAP mortgage in the amount of \$33,675.00 to a new loan to be issued in the amount of \$298,765.00; and
2. The municipal administrator, William Close, is hereby authorized to execute same.

Alderman Timpani has moved the foregoing resolution be adopted and duly seconded by Alderwoman Romaine and passed by the following roll call vote.

Ayes: Aldermen Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd
Nays: None Absent: Alderman Delaney Abstained: None

RESOLUTION APPROVING VOLUNTEER FIRE DEPARTMENT MEMBER

WHEREAS, the Town of Dover Fire Department has received an application for membership in the Fire Department from Kyle Best; and

WHEREAS, he has met all the requirements as stated in Chapter 20-4, Volunteer Fire Department; and

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Board of Aldermen of the Town of Dover approve the membership of Kyle Best to the Volunteer Fire Department.

Alderman Timpani has moved the foregoing resolution be adopted and duly seconded by Alderman Romaine and passed by the following roll call vote.

Ayes: Aldermen Poolas, Visioli, Donofrio, Picciallo, Romaine, Blackman and Mayor Dodd
Nays: None Absent: Alderman Delaney Abstained: Alderman Timpani

CHAPTER 159 RESOLUTION

WHEREAS, N.J.S. 40A: 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made by law and the amount thereof was not determined at the time of adoption of the budget, and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount,

NOW, THEREFORE, BE IT RESOLVED that the Town of Dover hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2009 in the sum of \$2,395.85; which item is now available as revenue from the US Treasury, Department of Justice, pursuant to the provisions of statute, and

BE IT FURTHER RESOLVED that a like sum of \$2,399.85 be and the same is hereby appropriated under the caption of:

Public and Private Programs Offset by Revenues:
Bullet Proof Vest Partnership

Alderman Romaine has moved the foregoing resolution be adopted and duly seconded by Alderman Visioli and passed by the following roll call vote.

Ayes: Aldermen Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd
Nays: None Absent: Alderman Delaney Abstained: None

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER
APPROVING OF RAFFLE LICENSE

WHEREAS, the below listed organization has applied for a Raffle License; and

WHEREAS, such license has been reviewed by the appropriate departments and found to meet with all of the requirements and conditions of the municipality;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey as follows:

1. The below listed raffle for the date set forth following their name is hereby approved:

Dover Child Care Center to be held on September 30, 2009
(50/50)

Alderman Timpani has moved the foregoing resolution be adopted and duly seconded by Alderman Picciallo and passed by the following roll call vote.

Ayes: Aldermen Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd
Nays: None Absent: Alderman Delaney Abstained: Alderman Poolas

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN
OF THE TOWN OF DOVER APPROVING OF RAFFLE LICENSE

WHEREAS, the below listed organization has applied for a Raffle License; and

WHEREAS, such license has been reviewed by the appropriate departments and found to meet with all of the requirements and conditions of the municipality;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey as follows:

1. The below listed raffle for the date set forth following their name is hereby approved:

College Club of Dover to be held on December 1, 2009
(50/50)

Alderman Timpani has moved the foregoing resolution be adopted and duly seconded by Alderman Picciallo and passed by the following roll call vote.

Ayes: Aldermen Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd
Nays: None Absent: Alderman Delaney Abstained: Alderman Poolas

RESOLUTION

WHEREAS, Fiesta De Reyes, filed an application for their **sixth** Special Permit for Social Affair to be held at the Casa Puerto Rico, which is their **thirteen** event; and

WHEREAS, Fiesta De Reyes, a non-profit organization is permitted to have twelve events per year and Casa Puerto Rico, is permitted to have twenty-five; and

WHEREAS, the Police Chief will determine what special conditions if any are needed.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey that the following applications for Alcoholic Beverage Social Affair Permit(s) be approved:

1. Fiesta De Reyes is approved for a dance (#6) to be held on Saturday, September 19, 2009 at Casa Puerto Rico, 50 W. Blackwell Street, Dover, NJ (#13) from 8:00 pm through 2:00 am.
2. This approval is conditioned upon security satisfactory to the Town of Dover Chief of Police being in place for this event.

Alderman Timpani has moved the foregoing resolution be adopted and duly seconded by Alderman Picciallo and passed by the following roll call vote.

Ayes: Aldermen Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd
Nays: None Absent: Alderman Delaney Abstained: Alderman Poolas

RESOLUTION

WHEREAS, the herein named duly filed applications for renewal of their Alcoholic Beverage Licenses for their respective premises as listed below for July 1, 2009 to June 30, 2010; and

WHEREAS, no objections have been received from the public; and

WHEREAS, the required fees have been paid and all premises have been inspected and approved by the Police Department, Board of Health and the Bureau of Fire Prevention.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover that said applications be approved and that the respective licenses be granted; and

BE IT FURTHER RESOLVED that the Town Clerk or Director in the case of a conflict license be and hereby is authorized to issue license certificates accordingly as listed below.

2009/2010 LIQUOR LICENSE

Jhon F. Corporation	Mambo's Bar Cafe	1409-33-014-003
	90 Route 46 & Belmont Ave.	

Alderman Romaine has moved the foregoing resolution be adopted and duly seconded by Alderman Timpani and passed by the following roll call vote.

Ayes: Aldermen Visioli, Donofrio, Picciallo, Timpani, Romaine and Blackman
Nays: Mayor Dodd Absent: Alderman Delaney Abstained: Alderman Poolas

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER AUTHORIZING THE APPLICATION FOR FUNDING FROM THE MUNICIPAL ALLIANCE

WHEREAS, the Town of Dover, together with Victory Gardens, has been part of the Municipal Alliance to obtain funding for youth oriented programming; and

WHEREAS, the programs include such events as Community Resource Center, ATOD community presentations, Youth Development Center "Hablemos," Project Graduation, Dover Midget Football, Escucha, Teen Summer Programming, Tiger Alliance and Dover Strikers; and

WHEREAS, it is required that an annual budget and funding request be submitted; and

WHEREAS, the Alliance grant total is \$28,161.00 with a cash match of \$7,040.00 and an in kind match of \$21,121.00; and

WHEREAS, the Mayor and Clerk are required to sign the application for funding for the Municipal Alliance for the grant year 2010; and

WHEREAS, it is believed to be in the best interest of the youth of the Town of Dover to obtain such funding for the programs mentioned above.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey as follows:

1. It is hereby approved the application for the funding for the Municipal Alliance for the grant year 2008.
2. The Mayor and Clerk are hereby authorized to execute such application.

Alderman Visioli has moved the foregoing resolution be adopted and duly seconded by Alderwoman Romaine and passed by the following roll call vote.

**Ayes: Aldermen Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd
Nays: None Absent: Aldermen Delaney Abstained: None**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER
AUTHORIZING A MASTER PUBLIC WORKS SHARED SERVICE AGREEMENT
BETWEEN THE COUNTY OF MORRIS AND TOWN OF DOVER**

WHEREAS, the County of Morris Department of Public Works and Engineering created a program designed to share county public works equipment and operating personnel with participating municipalities and the respective local departments of public works (DPW); and

WHEREAS, this multi-year agreement between the municipality and the county provides participants with the ability to rent a variety of Morris County Department of Public Works (MCDPW) equipment with experienced operators as availability allows using a standard fee schedule; and,

WHEREAS, the Town of Dover could utilize this program in the following situations: a) as back up in the event of municipal DPW equipment breakdown, b) for additional equipment and operator support when doing extra large projects, c) to improve municipal DPW efficiency and effectiveness, d) to access and use specific specialty equipment not in municipal DPW inventory; and

WHEREAS, the local DPW will act as the lead agency in requesting the use of MCDPW equipment and operating personnel; and

WHEREAS, the Mayor and Board of Aldermen believe it to be in the best interest of the citizens of the Town of Dover to enter into this Shared Service Agreement;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey as follows:

1. The Municipal Attorney is hereby directed to review a Master Public Works Shared Service Agreement between the County of Morris and Town of Dover; and
2. The Administrator of the Town of Dover, William Close, is hereby authorized to execute such Agreement.

Alderman Timpani has moved the foregoing resolution be adopted and duly seconded by Alderwoman Blackman and passed by the following roll call vote.

**Ayes: Aldermen Delaney, Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd
Nays: None Absent: None Abstained: None**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER
APPROVING THE SETTLEMENT OF A TAX COURT APPEAL JPMORGAN CHASE BANK, BLOCK 1312, LOT 4**

WHEREAS, JPMorgan Chase Bank is the owner of 1 East Clinton Street, Dover New Jersey, also known as Block 1312, Lot 4; and

WHEREAS, JPMorgan Chase Bank filed appeals with the Tax Court of New Jersey for the years 2008 and 2009 bearing Docket # 002920-2008 and 003192-2009; and

WHEREAS, the Tax Assessor has reviewed Answers to Interrogatories and consulted with the expert appraiser for the Town, Robert J. Edgar of Certified Valuations, who has thoroughly reviewed the appeal; and,

WHEREAS, a settlement value of \$2,500,000.00 total assessment for each year was recommended by the expert appraiser for the Town; and

WHEREAS, the taxpayer has accepted the market value offer of judgment; and

WHEREAS, the original assessments and requested tax court judgment are as follows:

2008

	<u>Original Assessment</u>	<u>Requested Tax Court Judgment</u>
Land:	\$ 517,500	\$ 517,500
Improvements:	<u>\$ 782,500</u>	<u>\$ 495,000</u>
Total:	\$1,300,000	\$1,012,500

2009

	<u>Original Assessment</u>	<u>Requested Tax Court Judgment</u>
Land:	\$1,035,500	\$1,035,000
Improvements:	<u>\$1,861,900</u>	<u>\$1,465,000</u>
Total:	\$2,896,900	\$2,500,000

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey as follows:

1. The tax court appeals bearing the above referenced docket numbers are hereby authorized to be settled for the fair market value of \$2,500,000.00 for tax years 2008 and 2009.
2. The settlement shall be paid by tax credit to future tax bills and not by refund.
3. The taxpayer must waive interest on the overpaid amounts.
4. The Municipal Attorney is hereby authorized to execute a Stipulation of Settlement upon the terms set forth above.

Alderman Timpani has moved the foregoing resolution be adopted and duly seconded by Alderwoman Romaine and passed by the following roll call vote.

**Ayes: Aldermen Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd
Nays: None Absent: Alderman Delaney Abstained: None**

PUBLIC COMMENTS – Three Minutes per Person

LUIS GOMEZ – 172 So. Morris Street – Mr. Gomez wanted to know the procedure for obtaining a designated handicapped parking spot for his neighbor at 26-28 Boonton Street. Mayor Dodd explained that the board needs a letter along with a copy of their registration card and a copy of their (permanent) handicapped placard. The proposed location will be reviewed by the police and the engineering departments, and if approved an ordinance will be placed on the agenda.

CONNIE SIBONA-FOSTER – 90 Penn Avenue – She thanked the Mayor, Town Administrator, and the Finance Committee for their hard work on the budget. She is very happy because her taxes have decreased.

**Motion made by Alderman Donofrio to adjourn at 7:50 p.m.,
Seconded by Alderwoman Romaine and passed by the following voice vote.**

**Ayes: Aldermen Poolas, Visioli, Donofrio, Picciallo, Timpani, Romaine, Blackman and Mayor Dodd
Nays: None Absent: Alderman Delaney Abstained: None**

Respectfully submitted,

Margaret J. Verga, Municipal Clerk